IPEN

PATENT

Customer No. 22,852

Attorney Docket No. 04173.0441

Confirmation No.: 3384

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re plication of:

Hisashi KANEKO et al.) Group Art Unit: 2123

Application No.: 10/757,415) Examiner: Not yet assigned

Filed: January 15, 2004

For: SIMULATION CIRCUIT PATTERN

EVALUATION METHOD,

MANUFACTURING METHOD OF SEMICONDUCTOR INTEGRATED CIRCUIT, TEST SUBSTRATE, AND TEST SUBSTRATE GROUP

Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached Form PTO/SB/08. This Information Disclosure Statement (IDS) is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Applicants also submit herewith a Notice of Reasons for Rejection issued by the Japanese Patent Office in a counterpart application, which cites the listed non-English language documents and sets forth the relevance thereof, and an English language translation of that Notice.

Applicants also submit an English translation of the document by Ohmura and both an English abstract and partial English translation of JP 10-050785. Applicants advise that U.S. Patent No. 5,903,011 is a counterpart of JP 10-050785.

Copies of the foreign patent and non-patent documents are being provided. A copy of the listed U.S. patent is not being provided.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited document do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 10, 2005

Richard V. Burgujiar

Reg. No. 31,744

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IDS Form PTO/SB/08: Substitute for form 1449A/PTO			Complete if Known			
			Application Number	10/757,415	78	
INFO	ORMATION D	ISCLOSU	RE	Filing Date	January 15, 2004	NOV 1 0 2085 W
STATEMENT BY APPLICANT				First Named Inventor	Hisashi KANEKO	3 (5 700)
				Art Unit	2123	12
	(Use as many sheets	as necessary)		Examiner Name	Not yet assigned	& Margaret of
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Sheet

	U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS						
Examiner	Cite	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where		
Initials	No. ¹	Number-Kind Code ² (if known)			Relevant Passages or Relevant Figures Appear		
		US-5,903,011	05/11/1999	Hatanaka			
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Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

	FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶	
		JP Pub. No. 10-050785	02/20/1998			Abstract and partial translation	
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	NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶			
		Notice of Reasons for Rejection mailed September 6, 2005, issued by the Japanese Patent Office in counterpart Japanese Application No. 2003-344526 and English translation thereof	Yes			
		HITOSHI OHMURA, A talk about design of experiment and analysis of variance, Japan Science and Technology Federation, 1984, p. 1-10 and English translation thereof	Yes			

Examiner Date	
Signature Considered	